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Attorneys for Plaintiff
SUSAN SIMON and the putative class

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SUSAN SIMON, individually, on behalf of
herself and all others similarly situated,

Plaintiffs,

v.

ADZILLA, INC.; CONDUCTIVE
CORPORATION; CONTINENTAL VISINET
BROADBAND, INC.; CORE
COMMUNICATIONS, INC. d/b/a CORETEL
COMMUNICATIONS, INC. et al.

Defendants.

Case No.: C09-00879-MMC

**STIPULATION REGARDING TIME FOR
PLAINTIFF'S RESPONSE TO
DEFENDANT CONTINENTAL VISINET,
BROADBAND LLC'S MOTION TO
DISMISS**

The Hon. Maxine M. Chesney

Pursuant to Local Rule 6-1, Plaintiff and Defendant Continental Visinet Broadband LLC
("Continental Visinet") hereby stipulate and agree as follows:

1. The time for Plaintiff to file a response to Continental Visinet's Motion to Dismiss
(Dkt. No. 9) is extended to May 22, 2009.

1 2. Plaintiff filed her complaint on February 27, 2009.

2 3. Continental Visinet filed its Motion to Dismiss on March 30, 2009.

3 4. This is the first request for an extension of time concerning a response to
4 Continental Visinet's Motion to Dismiss.

5 5. The parties request this extension to allow Plaintiff and Defendant Continental
6 Visinet to seek a non-judicial resolution of the matter through informal discussion, and, if
7 necessary by way of alternative, coordinate responsive pleadings with other defendants in this
8 matter.

9 6. Plaintiff previously stipulated with defendants Conducive, and CoreTel to provide
10 these defendants additional time to file a responsive pleading or otherwise respond to Plaintiff's
11 Complaint.

12 7. This requested time modification will require the Court to reschedule the hearing
13 on Defendant Continental Visinet's Motion to Dismiss, which is currently scheduled for May 15,
14 2009 at 9:00 a.m. The parties propose that the Court reschedule the hearing for Friday, June 12,
15 2009 at 9:00 a.m., which date is presently scheduled for the Case Management Conference in this
16 matter.

17 Dated: April 24, 2009

By: /s/
Alan Himmelfarb
KAMBEREDELSON, LLC
Attorney for Plaintiffs

20 Dated: April 24, 2009

By: /s/
Martin L. Fineman
DAVIS WRIGHT TREMAINE LLP
*Attorney for Defendant Continental
Visinet Broadband LLC.*

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Case No.: C09-00879-MMC

**PROPOSED ORDER REGARDING TIME
FOR PLAINTIFF'S RESPONSE TO
DEFENDANT CONTINENTAL VISINET
BROADBAND LLC'S MOTION TO
DISMISS**

The Hon. Maxine M. Chesney

1 Now before the Court is Plaintiff's and Defendant Continental Visinet Broadband LLC's
2 Stipulation Regarding Time for Plaintiff's Response to Defendant Continental Visinet's Motion to
3 Dismiss. Upon consideration of the stipulation, this Court is of the opinion that Plaintiff shall
4 have until May 22, 2009 to respond to Defendant Continental Visinet's Motion to Dismiss. The
5 hearing on Defendant Continental Visinet's Motion to Dismiss is hereby set for Friday, June 12,
6 2009 at 9:00 a.m.

7 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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10 DATED: _____

11 By: _____
12 Hon. Maxine M. Chesney
13 United States District Court
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